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Comments:

ATTORNEY DOCKET: 226272001702
GROUP ART UNIT: 1632
EXAMINER: Michael C. Wilson
SERIAL NO.: 09/938,200
FILING DATE: August 23, 2001
INVENTOR(S): Carmel M. LYNCH and Randolph L. GEARY
TITLE: METHODS FOR TRANSDUCING CELLS IN BLOOD VESSELS
USING RECOMBINANT AAV VECTORS

Papers attached:

- Transmittal Form (1 page)
- Communication Under 37 C.F.R. § 1.111 (2 pages)
- Declaration of Carmel M. Lynch Pursuant to 37C.F.R. § 1.131 w/exhibits (24 pages total)

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number Of Pages In This Submission

27

Application Number

09/938,200

Filing Date

August 23, 2001

First Named Inventor

Carmel M. LYNCH

Group Art Unit

1632

Examiner Name

M. Wilson

Attorney Docket No.

226272001702

ENCLOSURES (check all that apply)☐ Fee Transmittal Form☐ Fee Attached☐ Amendment / Reply☐ After Final☐ Affidavits/declarations☐ Extension of Time Request☐ Express Abandonment Request☐ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☐ Response to Missing Parts/
Incomplete Application☐ Response to Missing Parts
under 37 CFR 1.52 or 1.53☐ Assignment Papers
(for an Application)☐ Drawing(s)☐ Licensing-related Papers☐ Petition☐ Petition to Convert to a
Provisional Application☐ Power of Attorney, Revocation
Change of Correspondence Address☐ Terminal Disclaimer☐ Request for Refund☐ CD, Number of CD(s) _____☐ After Allowance Communication to
Group☐ Appeal Communication to Board of
Appeals and Interferences☐ Appeal Communication to Group
(Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☒ Other Enclosure(s) (please identify
below):> Communication Under 37 C.F.R. §
1.111 (2 pages)> Declaration of Carmel M. Lynch
Pursuant to 37 C.F.R. § 1.131
w/exhibits (24 pages total)

Remarks

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm

Morrison & Foerster LLP, 755 Page Mill Road, Palo Alto, California 94304-1018

or

Individual Name

Eric H. Witt (Reg. No. 44,408)

Signature

Date

March 28, 2003

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Mei Leung

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Mei Leung

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Carmel M. LYNCH and
Randolph L. GEARY

Serial No.: 09/938,200

Filing Date: August 23, 2001

For: METHODS FOR TRANSDUCING
CELLS IN BLOOD VESSELS USING
RECOMBINANT AAV VECTORS

Examiner: M. Wilson

Group Art Unit: 1632

COMMUNICATION UNDER 37 C.F.R. §1.111

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

This is a supplemental communication regarding the response to the Office Action dated September 10, 2002 (Paper No. 5); said response was submitted March 10, 2003. Attached please find a declaration by Dr. Carmel Lynch, co-inventor of the above-referenced patent application, under 37 C.F.R. §1.131. Applicants have previously submitted a declaration under 37 C.F.R. §1.131 by Dr. Randolph Geary (see Amendment submitted March 10, 2003), who is the other inventor on the above-referenced patent application. The present declaration recites the same substantive facts as the Geary declaration. Consideration of this declaration is respectfully requested.

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, Applicant petitions for

any required relief including extensions of time and authorizes the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952 referencing docket no. 226272001702.

Respectfully submitted,

Dated: March 28, 2003

By: 

Eric Witt

Registration No. 44,408

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